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November 18, 2003

Denniso, Meserole, Scheiner & Schultz  
612 Crystal Square 4  
1745 Jefferson Davis Hwy  
Arlington, Va 22202

Re: 10/668204

We regret to inform you that your refund request dated 11/13/03 for the amount of \$36.00, application number 10/668204 cannot be granted for the reason specified below.

- ☐ Refund based upon subsequent establishment of small entity status: A refund based on establishment of small entity status may be granted only if a written assertion of entitlement to small entity status under 37 CFR 1.27 and a request for refund of the excess amount are filed within three months of payment of the fee (37 CFR 1.28). The three-month period for establishing small entity status and requesting a refund has expired.
- ☐ Refund of application filing or petition fee: Filing fees paid for an application that is entitled to a filing date and required petition fees are not fees paid by mistake or in excess. If an application is **not** entitled to a filing date and proceedings are terminated on the application, any filing fees (less the \$130 handling fee) will be refunded (37 CFR 1.53(e)(3)).
- ☐ Refund of overpayment: There was no overpayment made by applicant. All fees were calculated and assessed properly. **\*\*See below\*\***
- ☐ The payment for which the refund is requested has not been applied to the application. The payment check was returned to applicant for the following reason:
  - ☐ Not filled out properly. (See attached copy of notice.)
  - ☐ Not made payable in U.S. funds.
  - ☐ No explanation was given as to purpose.
  - ☐ Payment was previously received and applied by Office.
  - ☐ Check was returned by bank for insufficient funds.

**\*\*Any request for reconsideration or review of this decision must be by way of a petition filed within two months of this decision, which decision must set forth with particularity why a refund is due (see 37 CFR 1.181(b) and (f)).**

After checking the case and recounting the claims, I find that we counted the claims correctly and therefore your Deposit Account was debited in the proper amount. Please look at the claim pages, claim 12, 13, and 14 each count as 3 and claim 15 counts as 2. Because they refer to claim 12, which is a multiple, and counts as 3 they also take the count of 3.

If there are any further questions, please contact Customer Service at (703) 308-1202.

Sincerely,

Eleanor F. Kurtz  
Office of Initial Patent Examination



SEP 24  
2003 307

FALL 13

SEP 24 12 12 13

Dkt. 03162

US PATENT & TRADEMARK  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KATSUHIKO NOGUCHI et al

Group Art Unit:

Serial No.: 10/668,204

Filed: September 24, 2003

For: METHOD FOR MANUFACTURING A LIGHT EMITTING DIODE

REQUEST FOR REFUND

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

The Monthly Statement of Deposit Account attached hereto shows a charge in connection with the above-identified application of \$36.00 under Fee Code 120, for two additional claims.

The present application was filed with 15 claims, of which Claims 11, 12 and 15 are multiply dependent. Applicants believe that the total number of additional claims is 4 claims, for a total of 19 claims. Accordingly, no additional claim fee for this application was due, and a refund of \$36.00 is requested.

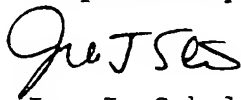
LAW OFFICES  
DENNISON, SCHULTZ & DOUGHERTY  
612 CRYSTAL SQUARE 4  
1745 JEFFERSON DAVIS HIGHWAY  
ARLINGTON, VIRGINIA 22202-3417

703 412-1155

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The refund of (\$36.00) may be credited to the to the  
Deposit Account of the undersigned, No. 04-0753.

Respectfully Submitted,



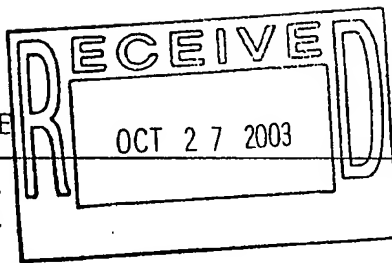
Ira J. Schultz  
Registration No. 28666

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# MONTHLY STATEMENT OF DEPOSIT ACCOUNT

Under Secretary of Commerce for Intellectual Property and  
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Washington, DC 20231  
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To replenish your deposit account, detach and  
return top portion with your check. Make check  
payable to Director of Patents & Trademarks.

DENNISON, MESEROLE, SCHEINER & SCHULTZ FINA

612 CRYSTAL SQUARE 4  
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Account No.	040753
Date	9-30-03
Page	1

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DATE POSTED			CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO.	DAY	YR.						
9	10	03	8	E-REPLENISHMENT		9203	-1000.00	1187.54
9	11	03	5	10111423	02085	1202	36.00	1151.54
9	11	03	5	E-REPLENISHMENT		9203	-1000.00	2151.54
9	15	03	245	76543786	3223/19	6001	335.00	1816.54
9	15	03	246	76543787		6001	335.00	1481.54
9	15	03	248	76543789	3223/21	6001	335.00	1146.54
9	15	03	249	76543790	3223/22	6001	335.00	811.54
9	15	03	250	76543791	3223/23	6001	335.00	476.54
9	16	03	4	E-REPLENISHMENT		9203	-500.00	976.54
9	17	03	1	09782059	01030	1202	18.00	958.54
9	17	03	1	09926654	01215	1253	930.00	28.54
9	23	03	3	E-REPLENISHMENT		9203	-500.00	528.54
9	26	03	180	10668204	03162	1202	36.00	492.54
9	30	03	42	SERVICE CHARGE		9202	25.00	467.54
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT					OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE
					187.54	2720.00	3000.00	467.54

O.K.